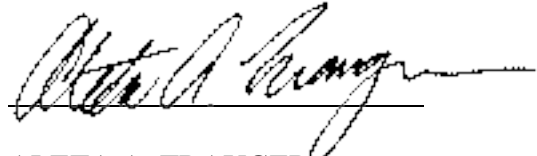


The initial case management Order prohibits such partial motions for summary judgment without leave of court, which was not sought here. (*See* Docket No. 18 at 4.) Moreover, even a cursory review of the parties’ briefing and the virtually non-existent evidentiary support for the factual assertions made therein demonstrates that there are genuinely disputed issues of material fact on the key liability issues raised by the plaintiff, that is, which party breached the contracts first and whether the defendants “poached” the plaintiff’s employees. Therefore, not only is this motion procedurally improper, it is facially without merit. The plaintiff’s [Partial] Motion for

Summary Judgment (Docket No. 34) is **DENIED**. Consistent with the court's previous scheduling order (Docket No. 28), this case will be set for a one-day bench trial by separate order.

It is so ordered

Enter this 21st day of June 2011.

A handwritten signature in black ink, appearing to read 'Aleta A. Trauger', written over a horizontal line.

ALETA A. TRAUGER  
United States District Judge